

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
March 10, 2008**

G036490      JAMES WALLACE et al.                      Not for publication  
                 v.  
                 CATHERINE CASS

Opinion filed. The judgment is affirmed.

O'LEARY, J.

We concur:   RYLAARSDAM, ACTING P. J.  
                 MOORE, J.

G037844      TIMOTHY P. O'BRIEN                      Not for publication  
                 v.  
                 BHARAT PATEL et al.

Opinion file. The judgment is affirmed.

IKOLA, J.

We concur:   O'LEARY, ACTING P. J.  
                 MOORE, J.

G037909      THE PEOPLE  
                 &  
G038359      MICHAEL A. POWELL

Order filed. GOOD CAUSE APPEARING, it is hereby ordered that respondent and real party in interest SHOW CAUSE before this court, located at 925 N. Spurgeon, Santa Ana, California, why a writ of habeas corpus in case number G038359 should not issue.

Having received no opposition to the court's order that it is considering consolidating the petition for a writ of habeas corpus with the direct appeal, on the court's own motion and for good cause, the petition for a writ of habeas corpus in case number G038359 is ordered consolidated with the direct appeal in case number G037909, for all purposes including briefing, oral argument and decision. Respondent may file a formal written response to the petition no later than April 7, 2008. A combined appellant's reply brief and traverse may be filed no later than May 7, 2008.

SILLS, P. J.

## G038373 JULIO C. DOMINGUEZ

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
March 11, 2008**

G038010     THE PEOPLE  
              v.  
              ANTHONY M. ELSTON

Order filed. On the court's own motion, and for good cause, a rehearing is GRANTED in this matter. (Cal. Rules of Court, rules 8.268(a) & 8.366.) The reason is that the court has been advised appointed counsel Andrew Rubin was involuntarily declared ineligible to practice law by the California State Bar on February 28, 2008, the same day the opinion issued, and thus appellant is no longer represented by counsel during a critical phase of this criminal proceeding. On the court's own motion, the appointment of Andrew Rubin as counsel for appellant is VACATED. Appellate Defenders, Inc., is further directed to recommend the appointment of new counsel on appeal for appellant immediately. Appellant is advised that this court intends to re-file its opinion in this matter on April 25, 2008.

SILLS, P. J.

G038229     JAMES TREDWELL et al.  
              v.  
              FRANK TELLO

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
March 11, 2008**

G038366     THE PEOPLE  
              v.  
              BRIAN E. LOGSDON

Order filed. On the court's own motion, and for good cause, a rehearing is GRANTED in this matter. (Cal. Rules of Court, rules 8.268(a) & 8.366.) The reason is that the court has been advised appointed counsel Andrew Rubin was involuntarily declared ineligible to practice law by the California State Bar on February 28, 2008, the same day the opinion issued, and thus appellant is no longer represented by counsel during a critical phase of this criminal proceeding.

On the court's own motion, the appointment of Andrew Rubin as counsel for appellant is VACATED. Appellate Defenders, Inc., is further directed to recommend the appointment of new counsel on appeal for appellant immediately.

Appellant is advised that this court intends to re-file its opinion in this matter on April 25, 2008.

SILLS, P. J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
March 12, 2008**

G037996     THE PEOPLE  
              v.  
              JUAN C. SUAREZ

Order filed. The petition for rehearing is DENIED.

MOORE, J.

We concur: O'LEARY, ACTING P. J.  
              IKOLA, J.

G038321     JAYNE JONES                             Not for publication  
              v.  
              STEVEN MATHISEN

Opinion filed. The appeals are dismissed.

MOORE, J.

We concur: RYLAARSDAM, ACTING P. J.  
              FYBEL, J.

G039009     ORANGE COUNTY SOCIAL                     Not for publication  
              SERVICES AGENCY  
              v.  
              ANGELA O.

Opinion filed. The judgment is affirmed.

O'LEARY, ACTING P. J.

We concur: ARONSON, J.  
              IKOLA, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
March 12, 2008**

G039528      ORANGE COUNTY SOCIAL  
SERVICES AGENCY  
v.  
GEORGINA T.

Order filed. The above entitled cause is ordered submitted this date.  
(C.R.C., rule 8.416(g)(3).)

SILLS, P.J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
March 13, 2008**

G038256 THE PEOPLE Not for publication  
v.  
JESSE SAUCEDO

Opinion filed. The appeal is dismissed.

SILLS, P.J.

We concur: RYLAARSDAM, J.  
O'LEARY, J.

G038782 THE PEOPLE Not for publication  
v.  
JESUS MENCHACA

Opinion filed. The judgment is affirmed.

RYLAARSDAM, J.

We concur: SILLS, P. J.  
ARONSON, J.

G039214 THE PEOPLE  
& v.  
G040019 CHARLES LAMONT MILLER

THE COURT\*

Order filed. Submission in case number G039214 is VACATED pursuant to C.R.C., rule 8.256(e)(1). Appellant's motion to consolidate case number G040019 and G039214 is GRANTED. The clerk of this court is DIRECTED to file forthwith the motion received March 3, 2008. The petition for a writ of habeas corpus G040019 is consolidated with the direct appeal G039214.

The matter is resubmitted as of this date.

SILLS, P. J.

\*Before: Sills, P. J., Rylaarsdam, J. and Ikola, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
March 14, 2008**

G938116 KOREA DATA SYSTEMS Not for publication  
(USA), INC.  
v.  
YU CHANG CHIANG et al.

Opinion filed. The judgment is affirmed.

FYBEL, J.

We concur: MOORE, ACTING P. J.  
ARONSON, J.

G038585 THE PEOPLE  
& v.  
G039979 COREY AUSTIN

THE COURT:\*

Order filed. GOOD CAUSE APPEARING, it is ORDERED that respondent People of the State of California to SHOW CAUSE at a date and time to be determined why a writ of habeas corpus should not issue in Case No. G039979. Petitioner's request to consolidate the petition for writ of habeas corpus in case number G039979 with the direct appeal in case number G038585 is GRANTED.

Case numbers G039979 and G038585 are CONSOLIDATED for all purposes including briefing, oral argument and decision.

Respondent's return shall be filed no later than April 14, 2008. Petitioner's traverse and reply shall be filed no later than May 14, 2008.

Petitioner's request to file an oversized petition for writ of habeas corpus is GRANTED.

SILLS, P. J.

\*Before Sills, P.J., Rylaarsdam, J. and Ikola, J.